

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

In re:

Legacy IMBDS, Inc. *et al.*,¹

Debtors.

Synacor, Inc.,

Plaintiff,

v.

IV Media, LLC; Innovation Ventures, LLC; Portal Acquisition Co.; iMedia Brands, Inc.; ValueVision Interactive, Inc.; VVI Fulfillment Center, Inc.; ValueVision Retail Inc.; JWH Acquisition Company; PW Acquisition Company, LLC; EP Properties, LLC; FL Acquisition Company; Norwell Television, LLC; 867 Grand Avenue, LLC; and Unidentified Parties, 1-25,

Defendants.

Chapter 11

Case No. 23-10852 (KBO)

(Jointly Administered)

Adv. Proc. No. 23-50753 (KBO)

**STIPULATION OF VOLUNTARY DISMISSAL WITH PREJUDICE BY AND
BETWEEN PLAINTIFF AND DEFENDANTS**

It is hereby stipulated and agreed by, between and among Legacy IMBDS, Inc. (f/k/a iMedia Brands, Inc.), Portal Acquisition Company, ValueVision Interactive, Inc., VVI Fulfillment Center, Inc., ValueVision Retail, Inc., JWH Acquisition Company, PW Acquisition Company,

¹ The Debtors in these chapter 11 cases, along with the last four digits of each Debtor's federal tax identification number are: ValueVision Media Acquisitions, Inc. (8670); Legacy IMBDS, Inc. (3770); ValueVision Interactive, Inc. (8730); Portal Acquisition Company (3403); VVI Fulfillment Center, Inc. (5552); ValueVision Retail Inc. (2155); JWH Acquisition Company (3109); PW Acquisition Company, LLC (0154); EP Properties, LLC (3951); FL Acquisition Company (3026); Norwell Television, LLC (6011); and 867 Grand Avenue, LLC (2642). The Debtors' service address is 6740 Shady Oak Road, Eden Prairie, MN 55344-3433.

LLC, EP Properties, LLC, FL Acquisition Company, Norwell Television, LLC, and 867 Grand Avenue, LLC (collectively, the “Debtor Defendants”), IV Media, LLC and Innovation Ventures, LLC (collectively, the “Non-Debtor Defendants” and together with the Debtor Defendants, the “Defendants”) and Synacor, Inc. (the “Plaintiff” and together with the Defendants, the “Parties”), each a party to the above-captioned adversary proceeding (the “Adversary Proceeding”), pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), made applicable in the Adversary Proceeding pursuant to Federal Rule of Bankruptcy Procedure 7041, that this Adversary Proceeding is voluntarily dismissed with prejudice and with each party to bear its own attorneys’ fees, expenses and costs, as the Parties have settled and fully and finally resolved any and all claims and counterclaims brought in the Adversary Proceeding, and the Adversary Proceeding shall immediately be terminated.

[Remainder of Page Intentionally Left Blank]

Dated: February 23, 2024

**PACHULSKI STANG ZIEHL & JONES
LLP**

/s/ Mary F. Caloway

Laura Davis Jones (DE Bar No. 2436)
Timothy P. Cairns (DE Bar No. 4228)
Mary F. Caloway (DE Bar No. 3059)
919 North Market Street, 17th Floor
P.O. Box 8705
Wilmington, Delaware 19899-8705 (Courier
19801)
Telephone: 302-652-4100
Facsimile: 302-652-4400
E-mail: ljones@pszjlaw.com
tcairns@pszjlaw.com

-and-

ROPES & GRAY LLP

Ryan Preston Dahl (admitted *pro hac vice*)
Cristine Pirro Schwarzman (admitted *pro hac
vice*)
1211 Avenue of the Americas
New York, New York 10036
Telephone: (212) 596-9000
Facsimile: (212) 596-9090
E-mail: ryan.dahl@ropesgray.com
cristine.schwarzman@ropesgray.com

-and-

ROPES & GRAY LLP

Stephen L. Iacovo (admitted *pro hac vice*)
Jeremy D. Webb (admitted *pro hac vice*)
191 North Wacker Drive, 32nd Floor
Chicago, Illinois 60606
Telephone: (312) 845-1200
Facsimile: (312) 845-5500
E-mail: stephen.iacovo@ropesgray.com
jeramy.webb@ropesgray.com

Counsel for Debtor Defendants

GIBBONS P.C.

/s/ Christopher Viceconte

Christopher Viceconte (No. 5568)
Chantelle D. McClamb (No. 5978)
GIBBONS P.C.
300 Delaware Avenue, Suite 1015
Wilmington, Delaware 19801-1671
(302) 518-6300
cviceconte@gibbonslaw.com
cmcclamb@gibbonslaw.com

-and-

THOMPSON HINE LLP

Curtis L. Tuggle, Esq.
Jonathan S. Hawkins, Esq.
3900 Key Center
127 Public Square
Cleveland, Ohio 44144
(216) 566-5500
curtis.tuggle@thompsonhine.com
jonathan.hawkins@thompsonhine.com

-and-

Ryan Blackney, Esq.
20 N. Clark, Ste. 3200
Chicago, IL 60602
(312) 998-4283
rblackney@thompsonhine.com

Counsel for Plaintiff

GREENBERG TRAURIG, LLP

/s/ Dennis A. Meloro

Dennis A. Meloro (No. 4435)

222 Delaware Avenue, Suite 1600

Wilmington, Delaware 19801

Telephone: (302) 661-7000

Email: dennis.meloro@gtlaw.com

Counsel for Non-Debtor Defendants

Dated: February 23, 2024